

**UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS**

**In the Matter of the Complaint**

**of**

**Bing Bing Corp. as Owner of the 55'  
F/V BING BING (O.N. 583490), Her Engines,  
Machinery, Tackle, Apparel, Appurtenances,  
etc., for Exoneration From, or Limitation of,  
Liability, Civil and Maritime,**

**Plaintiff.**

**Civil Action  
IN ADMIRALTY**

**ORDER RESTRAINING SUITS, APPROVING PLAINTIFF'S VALUATION  
OPINION, DIRECTING ISSUE OF NOTICE AND  
THE FILING OF CLAIMS**

**WHEREAS**, a Complaint having been filed herein on August 16, 2022, by Plaintiff, Bing Bing Corp., as owner of the F/V BING BING (the "Vessel"), for Exoneration from or Limitation of Liability, pursuant to 46 U.S.C. §§ 30501, et seq. and Rule F of the Supplemental Rules for Admiralty or Maritime Claims and Asset Forfeiture Actions of the Federal Rules of Civil Procedure concerning any alleged claims, damages, and/or losses arising out of the loss of the Vessel on or about February 1, 2022, as more fully described in the Complaint;

**WHEREAS**, the Complaint states the facts and circumstances upon which Exoneration from or Limitation of Liability are claimed;

**WHEREAS**, the Complaint and Appraiser's Report establish that the value of the Plaintiff, Bing Bing Corp.'s interest in the Vessel and her pending freight did not exceed the sum of \$10,000.00 after the incident;

**WHEREAS**, it appears that claims and/or suits may be filed against the Plaintiff, Bing Bing Corp., and/or the Vessel for losses, damages, casualties, or injuries alleged to have been sustained during the voyage upon which the Vessel was then engaged; and,

**WHEREAS**, the Plaintiff, Bing Bing Corp., will deposit with the Court within thirty (30) days of this Order the amount of \$250.00 as security for costs in accordance with Rule F(1) of the Supplemental Rules for Admiralty or Maritime Claims and Asset Forfeiture Actions of the Federal Rules of Civil Procedure.

NOW, upon motion of HOLBROOK & MURPHY, as attorneys for Plaintiff Bing Bing Corp.:

**IT IS HEREBY ORDERED** that the security for costs in the amount of \$250.00 deposited by the Plaintiff, Bing Bing Corp., with the Clerk of the Court as provided by Rule F(1) of the Supplemental Rules for Admiralty or Maritime Claims and Asset Forfeiture Actions of the Federal Rules of Civil Procedure is approved as sufficient security for costs; and,

**IT IS FURTHER ORDERED** that any claimant in these proceedings may express, by written notice filed with the Court and served upon all parties of record, its dissatisfaction with the Appraiser's Report. In this event, the Plaintiff, Bing Bing Corp., shall within thirty (30) days of entry of an order by the Court rejecting the appraised value in the Appraiser's Report, cause security to be posted in the form provided by Rule F(1) of the Supplemental Rules for Admiralty or Maritime Claims and Asset Forfeiture Actions of the Federal Rules of Civil Procedure and satisfactory to this Court failing which the injunction entered concurrently herewith will be vacated as to all claimants, and the court will make such further orders as justice may require; and,

**IT IS FURTHER ORDERED** that a Notice shall be issued by the Clerk of the Court to all persons asserting claims or suits with respect to which the Complaint seeks Exoneration of

Limitation of Liability admonishing them to file their respective claims with the Clerk of this Court, in writing, and to serve on the attorneys for the Plaintiff Bing Bing Corp. a copy thereof, ON OR BEFORE THE 19 DAY OF OCTOBER, 2022, or be defaulted; and that if any claimant desires to contest either the right to Exoneration from or the right to Limitation of Liability, such claimant shall file and serve on the attorneys for the Plaintiff, Bing Bing Corp., HOLBROOK & MURPHY at 238-240 Lewis Wharf, Boston, Massachusetts 02110, an Answer to the Complaint on or before the above referenced date, unless the claim has included an Answer to the Complaint, so designated, or be defaulted; and,

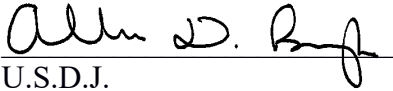
**IT IS FURTHER ORDERED** that the above referenced notice shall be published in a newspaper with general circulation in the District of Massachusetts once a week for four (4) weeks before the return date of said Notice, as provided in the Supplemental Rules for Admiralty or Maritime Claims and Asset Forfeiture Actions of the Federal Rules of Civil Procedure and copies of the notice shall be mailed by Plaintiff in accordance with such rule to every person known to have made any claims against the Vessel of Plaintiff, Bing Bing Corp., or its attorneys; and,

**IT IS FURTHER ORDERED** that the further prosecution of all actions, suits, and proceedings already commenced and the commencement or prosecution hereafter of any and all suits, actions or proceedings of any nature and description whatsoever in any court of any jurisdiction, or otherwise, against the Vessel owner, and/or the Vessel, and the taking of any steps and the making of any motion in such actions, suits or proceedings except in this action, to recover damages for or in respect of the casualty more fully described in the Complaint, be and they are hereby restrained, stayed and enjoined until the hearing and determination of this action, and all warrants of arrest and/or attachment issued or sought in such other suits, actions or legal

proceedings be and the same are hereby dissolved and further warrants of arrest and/or attachment are hereby prohibited; and,

**IT IS FURTHER ORDERED** that service of this Order as a Restraining Order be made through the United States Post Office or by Federal Express by mailing a true and correct copy hereof to the person or persons to be restrained, or to their respective attorneys.

Dated: 9/14/2022

  
U.S.D.J.